

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: June 27, 2002

Signature:

(Thomas J. Englejenner)

1647\$
#17
Docket No.: 102194-0006
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Dr. Matthew During

Application No.: 09/491,896

Group Art Unit: 1647

Filed: January 24, 2000

Examiner: B. Bunner

For: NMDA VACCINE FOR THE TREATMENT OF
EPILEPSY

TRANSMITTAL LETTER

Commissioner for Patents
Washington, DC 20231

COPY OF PAPERS
ORIGINALLY FILED

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

1. One Month Request for Extension of Time Under 37 CFR 1.136(a) (1 page);
2. Amendment in Response to Non-Final Office Action (27 pages);
3. Fee Transmittal (1 page);
4. Amendment Transmittal (1 page)
5. Check in the amount of \$55.00
6. Return Postcard

Our check in the amount of \$55.00 covering the required fees is enclosed. The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by

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PATENT & TRADEMARK OFFICE

Application No.: 09/491,896

Docket No.: 102194-0006

this firm) to our Deposit Account No. 141449, under Order No. 102194-0006. A duplicate copy of this paper is enclosed.

Dated: June 27, 2002

Respectfully submitted,

By 

Thomas J. Engellenner

Registration No.: 28,711

NUTTER MCCLENNEN & FISH LLP

One International Place

Boston, Massachusetts 02110-2699

(617) 439-2000

Attorneys for Applicant

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ORIGINALLY FILED**

PTO/SB/17 (11-01)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) **55.00**

Complete if Known

Application Number 09/491,896-Conf. #9210
Filing Date January 24, 2000
First Named Inventor Dr. Matthew During
Examiner Name B. Bunner
Group Art Unit 1647
Attorney Docket No. 102194-0006

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METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account

Deposit Account Number 141449

Deposit Account Name Nutter McClennen & Fish LLP

The Commissioner is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	55.0
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249	370	For each additional invention to be examined (37CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) **55.00**

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$) **0.0**

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Total Claims	Extra Claims	Fee from below	Fee Paid
	59	-108** =	x	= 0.0
	7	-7** =	x	= 0.0
	Multiple Dependent			

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) **0.00**

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Name (Print/Type) Thomas J. Engellennner

Registration No. (Attorney/Agent)

28,711

Complete (if applicable)

Telephone (617) 439-2000

Signature

Date

June 27, 2002

Fee Transmittal

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